

**MONTANA PUBLIC SERVICE COMMISSION
AGENDA NO. 14-08-19**

Date Published: August 14, 2014
For Work Week Commencing: August 18, 2014
Commission Meeting: August 19, 2014, 9:00 a.m.

General Introduction *This agenda is the Commission's agenda for the work week designated. In the latter part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://psc.mt.gov>.*

Place of Meetings *All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.*

Live webcast *Unless otherwise noted on this agenda, all Commission meetings held during regular business hours that are noticed on this agenda will be webcast live via the audio and video feed links on the PSC website at <http://psc.mt.gov> (go to "Agendas & Meetings" then "Audio/Video Archives"). The audio feeds of meetings are also archived at the same website location.*

Inquiries *General inquiries concerning this agenda and subscribing to electronic notice may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.*

Accommodation for Persons with Disabilities *Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.*

9:00 a.m. Weekly Scheduling (Commission Conference Room – No Web Audio Feed)

9:30 a.m. Business (Bollinger Room)

Public Comments

Action Items All items identified below are for action at the Commission business meeting.

1. Approval of Commission Minutes (Aleisha)

Approval of the Commission Minutes for the week of August 11, 2014

2. MTPCS (CellularOne) D2007.2.18 (Gary)

On July 24, 2014 MTPCS (CellularOne) filed its Notice of Relinquishment of Designation as an Eligible Telecommunications Carrier effective August 31, 2014. PCS approval of the request relinquishment is governed by 47 U.S.C. § 214(e) (4), 47 CFR § 54.205, and MCA § 69-3-840(5). Probable Motion: Move to approve the MTPCS ETC relinquishment.

3. Citizens Telecommunication N2014.8.71 (Scott)

On August 4, 2014, Citizens Telecommunication filed Advice Letter No. MT-14-09. In this filing Citizens is requesting to remove the permanent tax reduction surcredit as previously referenced in MCA chapter 53, which has been repealed. Citizens is requesting that this filing become effective on September 4, 2014. Probable Motion: Approve Citizen's Advice Letter No. MT-14-09, in Docket N2014.8.71.

4. Nelson Studios LLC T-14.19.PCN TA (Brenda)

On July 22, 2014 the commission granted temporary operating authority to Nelson Studios LLC, Alder, Montana. The initial grant was for the period July 22, 2014 to August 21, 2014. Section 69-12-207, MCA, allows for a further extension of that authority not exceeding 120 days. The applicant requests that the temporary authority be extended for 90 days to November 19, 2014. The applicant sought seasonal authority and will only be authorized to operate through September 20, 2014. The permanent authority request was noticed on August 7 and last date for protest is August 27, 2014. Probable Motion: Approve the extension of the temporary authority as requested.

Class B – Passengers in rate regulated tour service within a fourteen (14) mile radius of Nevada City, Montana. LIMITATIONS: 1) Operations are authorized between May 20 and September 20 of each year. 2) Service is limited to a military surplus vehicle. 3) Tours totally contained within a two mile radius of Virginia City, Montana are prohibited.

5. Red Lodge Tour & Taxi T-14.17.ST (Brenda)

On June 27, 2014 Billings Collision Repair, Inc. dba Red Lodge Tour & Taxi, Billings, Montana filed an application to transfer PSC No. 9462 to JoJo Tobias LLC dba Red Lodge Tour & Taxi, Red Lodge, Montana. The transfer was noticed on July 3, 2014. No protests were received. Probable Motion: Approve the transfer of PSC No. 9462 as requested.

Class B – Passengers between all points and places in Red Lodge, Montana and a 150 mile radius. LIMITATION: Transportation movements must originate or terminate in Carbon County, Montana.

Work Sessions All items identified below are for Commission discussion or action on the day designated.

1. N2011.10.89 – Number Conservation – Request that the Commission grant staff the authority to exempt certain number blocks from number pooling requirements when a carrier requests a block to be exempt due to technical issues or customer impacts. (8/19/14)
2. T-14.1PCN – Ilan Henry Kaufmann d/b/a Suave Sedan – Application for a Certificate of Public Convenience and Necessity authorizing Class B Passenger Service between all points and places in Carbon, Stillwater, and Yellowstone Counties, Montana – Discuss and receive direction on the issuance of a final order. (8/19/14)
3. D2012.3.20 – Energy West Montana – Application of Energy West Inc. for Limited Waiver of Certain Ring-Fencing Requirements in Order 6960a and for Authorization to Engage in Financing Transactions – Discuss/obtain direction on violation of order. (8/19/14)
4. D2013.5.33/D2014.5.46 – NorthWestern Energy – 2012-2013 and 2013-2014 Electricity Supply Trackers – Discuss and act on Petition for General Intervention of Montana Environmental Information Center and Sierra Club. (8/19/14)
5. EL13-73 (FERC) – Hydrodynamics, Inc., Montana Marginal Energy, Inc., and WINData, LLC – Petition for Enforcement and Declaratory Order pursuant to Section 201(h) of PURPA – Discuss and act on taking the following actions in response to Hydrodynamics, Inc., 146 F.E.R.C. 61,193 (Mar. 20, 2014): (1) Lift the stay of the removal of the 50 MW installed capacity limit granted in Or.

7199e Docket D2012.1.3 (Apr. 2, 2013); and (2) Initiate a rulemaking to eliminate the requirement that long term contracts for QF's "greater than 3 MW in size shall be contingent upon selection... through an all-source competitive solicitation...." Admin. R. Mont. 38.5.1902(5). (8/19/14)

6. D2014.1.5 – NorthWestern Energy – QF-1 Tariff: - Standard Avoided Cost Rates for QFs ≤ 3MW – Discuss and act on NorthWestern's Motion for Interim Rate Relief. (8/19/14)
7. D2014.4.43 – NorthWestern Energy – Petition to Set Contract Terms and Conditions for Greenfield Wind, LLC – Discuss and act on Greenfield's "Motion to Compel Discovery and Continue Hearing Date or Strike Testimony re: NorthWestern's PowerSimm Model". (8/19/14)

Other Meetings

8/19/14 – 1:30 – 2:30 p.m. – CenturyLink information meeting re: FCC's Connect America Fund Phase II rulemaking and its potential effect on Montana (Bollinger Room)

Weekly Scheduling, Review of Monthly Calendars, and Docket Status Updates (if requested by a Commissioner).

Notice Items All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

1. Indian Springs Ranch Water and Sewer, LLC N2014.7.66 (Leroy)

On August 08, 2014, Indian Springs Ranch Water and Sewer (Indian Springs) submitted its application for initial rates under the Simplified Regulatory Treatment Options for small water and sewer companies. Indian Springs elected to use the Standard Rate Tariff outlined in ARM 38.5.2528. Indian Springs is proposing a flat charge of \$40.00 per month for Non-Metered Residential Customers and a sewer service charge of \$20.00 per month

(\$60.00 total charge), a non-metered RV lot charge of \$30.00 for water and \$10.00 for sewer (\$40.00 total charge), a monthly Metered Commercial (non-irrigation) Customer rate of \$40.00 per connection with a \$2.00 per 1,000 commodity charge for usage in excess of 10,000 gallons with a flat \$30.00 per connection per month charge for sewer service, and a monthly Metered Commercial (irrigation) charge of \$40.00 plus a usage rate of \$0.40 per 1,000 gallons for customer usage in excess of 10,000 gallons. This notice supersedes the previous notice and includes a new category, the RV lot charge.

Protective Orders – Notice Items The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. Comments on the requests may be submitted at any time prior to ruling. Copies of these requests may be viewed on the Commission's web site at <http://psc.mt.gov>

Protective Orders – Information Items The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008. Copies of these orders may be viewed on the Commission's web site at <http://psc.mt.gov>

Information Items All items identified below are for information only.

New Filings Received in Past Week

D2014.8.72 - Montana-Dakota Utilities Co - Application to Increase General Natural Gas Rates